

Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 185392

15

ORIGIN AEC-11

INFO OCT-01 EUR-25 IO-13 ISO-00 ACDA-19 CIAE-00 INR-10

L-03 NSAE-00 NSC-10 RSC-01 SCI-06 SCEM-02 /101 R

66617

DRAFTED BY: USAEC/NUMS:JFNAHY

APPROVED BY: SCI:HDBREWSTER

USAEC/DIP:ASFRIEDMAN

USAEC/NUMS:LMBRENNER

IO/SCT:THOMPSON

L/SCI:MAURER

ACDA:VANDOREN

----- 130957

R 182048Z SEP 73

FM SECSTATE WASHDC

TO USMISSION IAEA VIENNA

INFO USMISSION GENEVA

AMEMBASSY LONDON

AMEMBASSY MOSCOW

USMISSION EC BRUSSELS

LIMITED OFFICIAL USE STATE 185392

E.O. 11652: NA

TAGS: PARM, IAEA, US, UK, UR

SUBJ: REPORTING INTERNATIONAL TRANSFERS OF NUCLEAR MATERIAL

REF: IAEA VIENNA 6604, 8/10/73

1. RESPONSE TO REFTEL HAS BEEN HELD UP PENDING RESOLUTION OF QUESTION OF HOW TO HANDLE INFCIRC/153, ARTICLES 91-97, IN US OFFER ARRANGEMENTS.

2. DESPITE POSSIBLE REDUNDANCY, IN VIEW OF DESIRABILITY OF:
(A) NWS COOPERATIVE ARRANGEMENTS PROPOSED REFTEL; AND (B) AGENCY AND FRG INTEREST IN INCLUDING INTERNATIONAL TRANSFERS IN US OFFER AGREEMENT, WE ARE WILLING CONSIDER ACCEPTING
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 185392

BOTH APPROACHES. HOWEVER, SUGGEST MISSION FIRST SEE HOW FAR

IT CAN GO IN PURSUIT OF NWS COOPERATIVE APPROACH, AS COUNTER
MOVE MEETING INTEREST OF AGENCY AND OTHERS IN INCLUDING
ARTICLES 91-97 IN US AGREEMENT, BEFORE MAKING FINAL DEC-
ISION ON ACCEPTING ARTICLES 91-97 IN US OFFER.

3. REGARDING THE PROPOSED NWS COOPERATIVE ARRANGEMENT, SUGGEST
FOLLOWING POSITION:

A. AS MINIMUM, USSR AND U.K. MUST ALSO PARTICIPATE. ALTHOUGH
IT WOULD BE HIGHLY DESIRABLE TO INCLUDE FRANCE, THAT IS NOT
ESSENTIAL.

B. TRANSFERS BEING CONSIDERED ARE THOSE TO OR FROM LOCATIONS
WHERE THE MATERIAL IS SAFEGUARDED BY AGENCY (I.E. ALL EXPORTS
TO NNWS FOR PEACEFUL PURPOSES AND ALL IMPORTS FROM FACILI-
TIES SAFEGUARDED BY THE AGENCY).

C. OBJECTIVE SHOULD BE UNIFORM PROCEDURES FOR PARTICIPATING
NWS'S.

D. NOTICES SHOULD INCLUDE SUFFICIENT INFORMATION TO MEET
AGENCY NEEDS.

E. MINIMUM ARRANGEMENT WORTH EFFORT OF DEVELOPING A COMMON
AGREEMENT WOULD BE THE MOST PROMPT-POST TRANSFER NOTICE
POSSIBLE (E.G., IN ORDER OF PREFERENCE INDICATED PARAGRAPH
6, REFTEL).

F. PREFERABLE WOULD BE AGREEMENT FOR ADVANCE NOTICE (E.G.,
10 DAYS).

G. RECOGNIZE PROBABLE SOVIET OPPOSITION AND NEED FOR USG
CLEARANCE, BUT SUGGEST MISSION ALSO EXPLORE POSSIBILITY
AGREEING TO: (I) PERMISSION FOR IAEA TO APPLY ITS SEAL TO SHIP-
MENT BEFORE EXPORT OR CHECK SEAL UPON IMPORT; AND (II) PER-
MISSION FOR IAEA TO VERIFY QUANTITY AND COMPOSITION OF IM-
PORTED OR TO-BE-EXPORTED MATERIAL.

4. REGARDING INCLUSION OF ARTICLES 91-97 IN US AGREEMENT,
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 STATE 185392

WE HAVE IN MIND USING FLEXIBILITY FOR DIFFERENT PROCEDURES
PERMITTED IN ARTICLES 92 AND 95. ARTICLES 91-97 WOULD APPLY
TO "SELECTED" AND "READY" CATEGORY (I.E., TO FACILITIES
COVERED BY PARTS I AND II OF THE AGREEMENT AND THOSE COVERED
BY THE PROVISIONAL FACILITY ATTACHMENTS OF PROTOCOL). SUB-
SIDIARY ARRANGEMENTS WOULD PROVIDE THAT THE ADVANCE NOTICES
OF IMPORTS AND EXPORTS WOULD CONTAIN ONLY INFORMATION
OBTAINED BY AEC ON BASIS OF EXPORT AND IMPORT LICENSES; I.E.:

- A. EXPORTING (IMPORTING) U.S. COMPANY.
- B. NATION AND COMPANY FOR WHICH EXPORT IS DESTINED (FROM WHICH IMPORT IS COMING).
- C. THE QUANTITY AND DESCRIPTION OF THE MATERIAL BEING EXPORTED (IMPORTED).

5. IF AGENCY DESIRED FOLLOW-UP ON INITIAL INFORMATION, IT COULD OBTAIN ADDITIONAL DETAILS ON CASE-BY-CASE BASIS.

6. FYI - WHILE AEC WILLING MAKE WHATEVER ARRANGEMENTS NECESSARY TO MEET U.S. OBLIGATIONS UNDER OFFER, U.S. NEGOTIATORS SHOULD BE AWARE THAT ACCEPTING ABOVE ARRANGEMENTS WOULD REQUIRE CURTAILMENT OF CERTAIN EXISTING RIGHTS OF U.S. INDUSTRY, I.E., MODIFICATION OF THE REGULATIONS TO REQUIRE THAT EXPORT OR IMPORT LICENSE APPLICATIONS BE SUBMITTED TO AEC SUFFICIENTLY IN ADVANCE OF PROPOSED EXPORT OR IMPORT TO ENABLE ADVANCE NOTICE TO IAEA. CURRENT REQUIREMENT IS THAT NECESSARY SPECIFIC EXPORT OR IMPORT LICENSE BE OBTAINED PRIOR TO EXPORT OR IMPORT, WITH NO TIME LIMIT SPECIFIED. ALSO, PRACTICALLY ALL SOURCE MATERIAL IMPORTS ARE NOW GENERALLY LICENSED AND AEC RECEIVES ONLY AFTER-THE-FACT REPORTS. THIS WOULD HAVE TO BE CHANGED TO PERMIT ADVANCE NOTICES. END FYI. END.
GDS 12/31/75 RUSH

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: NUCLEAR AGREEMENTS, IMPORTS, EXPORTS, LIMITED NUCLEAR DEPLOYMENT
Control Number: n/a
Copy: SINGLE
Draft Date: 18 SEP 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: elyme
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973STATE185392
Document Source: CORE
Document Unique ID: 00
Drafter: USAEC/NUMS:JFNAHY
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730926/aaaaatga.tel
Line Count: 139
Locator: TEXT ON-LINE
Office: ORIGIN AEC
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: IAEA VIENNA 6604, 8/10/73
Review Action: RELEASED, APPROVED
Review Authority: elyme
Review Comment: n/a
Review Content Flags:
Review Date: 28 AUG 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <28-Aug-2001 by elyme>; APPROVED <13-Sep-2001 by elyme>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: REPORTING INTERNATIONAL TRANSFERS OF NUCLEAR MATERIAL
TAGS: PARM, US, UK, UR, IAEA
To: IAEA VIENNA
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005